

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

TIMOTHY BOOTH,

Plaintiff,

v.

CAPTAIN SCOTT DRISSEL, et al.,

Defendants.

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CIVIL ACTION

NO. 20-1751

**ORDER**

AND NOW, this 1<sup>st</sup> day of November, 2023, upon consideration of Defendants' Motions for Summary Judgment (ECF Nos. 75 & 77), and all papers submitted in support thereof or in opposition thereto, it is hereby **ORDERED** as follows:

1. Defendants' Motions for Summary Judgment are **GRANTED in PART** as to Counts One through Seven of Plaintiff's Second Amended Complaint (ECF No. 37).
2. Counts Eight through Eleven of Plaintiff's Second Amended Complaint are **DISMISSED without PREJUDICE** for refiling, if at all, in state court.

**IT IS SO ORDERED.**

BY THE COURT:

/s/ John Milton Younge  
**Judge John Milton Younge**